

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re the application of: Stephen NAJDA

Application Number: 10/533,330

Filed: 31 March 2006

Art Unit: 2812

Examiner: Not yet assigned

Confirmation Number: 5071

For: QUANTUM WELL INTERMIXING IN SEMICONDUCTOR
PHOTONIC DEVICES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION BY
ELECTRONIC FILING

I hereby certify that this correspondence is
being transmitted via the USPTO electronic
filing system in accordance with 37 CFR
§1.6(a)(4) on the date below:

17 October 2007

Date

/Patty Romanelli/

Patty Romanelli

REQUEST FOR REFUND OF FEES PURSUANT TO 37 CFR §1.26

Dear Sir:

Applicant filed an Information Disclosure Statement (the "IDS") on October 17, 2007 in connection with the above referenced application together with the payment of \$180.00. As of October 17, 2007 no office action has been issued on the above referenced application. Pursuant to 37 CFR §1.97(b)(3), an IDS must be filed before the mailing of a first Office action on the merits of an application.

Pursuant to 37 CFR §1.26, the Director may refund any fee paid by mistake or in excess of that required if a request is filed within two years from the date the fee was paid.

Applicant respectfully requests the Commissioner to refund the amount of \$180.00 to Applicant with a credit to Deposit Account No. 503982 of Momkus McCluskey Monroe Marsh & Spyratos, LLC.

Respectfully submitted,

/Jefferson Perkins/
Jefferson Perkins
Registration No. 31,407

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